

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 858 of 2004 (M/B)

Mohammad Ijdhani
S/o Mohammad Jilani,
R/o Villag – Pandari, Tehsil Sitarganj,
District Udham Singh Nagar

..... Petitioner

Versus

1. Chairman, Counselling Board, UPMT 2004, Dehradun.
2. State of Uttaranchal through Medical, Health and Family Welfare, Dehradun.
3. Principal of Uttaranchal Forest Trust, Medical College, Haldwani, District Nainital.
4. Himanshu Malik
5. Omar Farookh,
6. Sadhana Sachan,
All students of Uttaranchal
Forest Trust Medical College, Haldwani
(Nainital)

.....Respondents

Mr. M.s. Pal, Senior Advocate with Mr. V.S. Pal, Advocate for the petitioner.
None for the respondent no. 1.
Mr. N.C. Gupta, Standing Counsel for respondent no. 2.
Mr. Dobhal, Advocate for respondent no. 3.
None for respondent 4 to 6.

**Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble M.M. Ghildiyal, J.**

RAJEEV GUPTA, C. J. (Oral)

Mr. M.s. Pal, Senior Advocate with Mr. V.S. Pal, Advocate for the petitioner.

None for the respondent no. 1.

Mr. N.C. Gupta, Standing Counsel for respondent no. 2.

Mr. Dobhal, Advocate for respondent no. 3.

None for respondent 4 to 6.

2. The petitioner has filed this writ petition in the year 2004 for the following reliefs:

- “a) to issue a writ, order or direction in the nature of mandamus commanding the respondents to allot one seat in the MBBS course in O.B. C. category in the Institution/College of the respondent no.3.

- b) to issue a writ, order or direction in the nature of mandamus directing the respondents to give the effect advertisement issued by respondent no. 1 which is Annexure -5 to this writ petition for Second Counseling 24th August 2004.
- c) to issue any other order or direction which this Hon'ble Court deem fit in the circumstances of the case."
- d) to award the cost in favour of the petitioner."

3. As the petitioner was seeking admission in M.B.B.S. course in the year 2004, the reliefs sought by the petitioner cannot legally be granted, now, in the year 2006.

4. The writ petition, therefore, is dismissed as infructuous.

(M.M. Ghildiyal, J.)
31.03.2006

(Rajeev Gupta, C.J.)
31.03.2006

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